

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

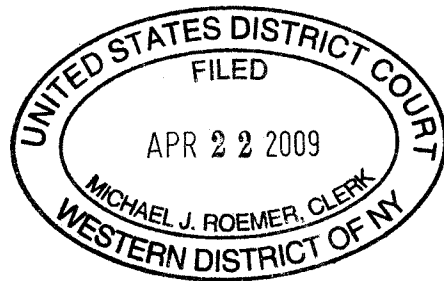
RICKEY L. HOEFT, 05-B-2078,

Petitioner,

-v-

D. E. LACLAIR,

Respondent.



-PS-

DECISION and ORDER
08-CV-6060B

Petitioner has written to the Court in opposition of granting respondent additional time to respond, beyond January 9, 2009 (Docket No. 22). His submission has been docketed as a motion to reconsider the Court's December 24, 2008 Order extending the response time. The response and memorandum were filed with the Court on January 8, 2009, and nothing in petitioner's submission provides a basis to alter the extension that was granted until January 9, 2009. To the extent that petitioner was seeking to preclude any further extensions beyond January 9, 2009, further extension is not required, and petitioner's opposition is moot.

Accordingly, the motion to reconsider the extension is denied.

SO ORDERED.

DATED: Rochester, New York
April 22, 2009

Marian W. Payson

MARIAN W. PAYSON
United States Magistrate Judge